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*CDN Innovations, LLC*

13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**  
15 **OAKLAND DIVISION**

16 SERCOMM USA, INC.,

17 *Plaintiff,*

18 v.

19 CDN INNOVATIONS, LLC,

20 *Defendant.*

Case No. 4:24-cv-00174-HSG

**STIPULATION AND ORDER FOR  
EXTENSION OF TIME FOR  
PLAINTIFF'S REPLY TO MOTION  
TO DISMISS**

DEMAND FOR JURY TRIAL

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**STIPULATION AND ORDER FOR EXTENTION OF TIME FOR  
PLAINTIFF'S REPLY TO MOTION TO DISMISS**  
4:24-cv-00174-HSG

1 Plaintiff Sercomm USA Inc. (“Sercomm USA”) and Defendant CDN Innovations, LLC  
2 (“CDN”), by and through counsel, and pursuant to Civil L.R. 6-2 and 7-12, hereby stipulate and  
3 respectfully request that the deadline for Defendant’s Reply to Motion to Dismiss is extended by  
4 one-week up to and including April 8, 2024. This extension is being stipulated and respectfully  
5 requested as a member of Defendant’s legal team is caring for a sick parent along with the  
6 upcoming holiday. The Motion to Dismiss will be heard on May 16, 2024.

7 **RECITALS**

- 8 1. Defendant CDN filed its Motion to Dismiss on March 11, 2024. (Dkt. 13.)  
9 2. Plaintiff Sercomm USA filed its Opposition to Motion to Dismiss on March 25,  
10 2024. (Dkt. 14.)  
11 3. Defendant’s Reply date is presently April 1, 2024.  
12 4. The hearing for the Motion to Dismiss is May 16, 2024. (Dkt. 13.)  
13 5. Two deadlines have been modified previously. Once for the 30-day extension of  
14 CDN’s deadline to answer or otherwise respond to the Complaint (Dkt. 12) and once for  
15 continuing the Initial Case Management Conference, Rule 26(f) Report, and Case Management  
16 Statement, which is pending before the Court (Dkt. 19). This extension is not requested for the  
17 purposes of undue delay.

18 **STIPULATION**

19 Pursuant to Civil L.R. 6-2 and 7-12, the Parties hereby stipulate and respectfully  
20 request that the Reply to Motion to Dismiss is extended one-week up to and including April 8,  
21 2024.  
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1 Dated: March 29, 2024

FINNEGAN, HENDERSON, FARABOW, GARRETT  
& DUNNER, LLP

2 By: /s/

3 Ming-Tao Yang  
4 Attorneys for Plaintiff Sercomm USA Inc.

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6 Dated: March 29, 2024

LAW OFFICES OF SETH W. WIENER

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9 By: \_\_\_\_\_

10 Seth W. Wiener  
11 Attorneys for Defendant CDN Innovations, LLC  
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**ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), Counsel for Defendant CDN Innovations LLC hereby attests by his signature below that concurrence in the filing of this document was obtained from counsel for Plaintiff Sercomm USA. Inc.



Dated: March 29, 2024.

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*Seth W. Wiener*  
*Attorneys for Defendant CDN Innovations, LLC*

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 3/29/2024



The Honorable Haywood S. Gilliam, Jr.  
United States District Court Judge  
Northern District of California